

## **REMARKS**

This amendment is responsive to the Office Action mailed October 6, 2004. Claims 1-14 are presently pending in the application.

### **DOUBLE PATENTING REJECTION**

Claims 1-14 were rejected under the judicial created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-6 of U.S. Patent No. 6,731,909. While the undersigned does not necessarily agree with this determination, in the interest of expediting prosecution of the present application, a terminal disclaimer is being submitted disclaiming the terminal portion of the present application that would extend past the expiration date of U.S. Patent No. 6,731,909. It is believed that this removes the ground for rejection and reconsideration is respectfully requested.

## CONCLUSION

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: January 5, 2005

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